



Mary Kiffmeyer

MINNESOTA SECRETARY OF STATE

Mr. Frederick K. Grittner
Clerk of Appellate Courts
305 Minnesota Judicial Center
25 Constitution Avenue
St. Paul, MN. 55155-6102

OFFICE OF
APPELLATE COURTS

OCT 17 2001

FILED

Re: Zachman v. Kiffmeyer, No. C0—160 (Minn. Special Redistricting Panel)

BY MESSENGER

Dear Mr. Grittner:

Pursuant to Order Granting Motions for Permissive Intervention, Directing Filing of Stipulation and Statement of Unresolved Issues, and Stating Preliminary Timetable, please find the enclosed original and nine copies of a Letter to Chief Judge Edward Toussaint, Jr. and Affidavit of Mary Kiffmeyer, Defendant.

By copy of this letter, these papers are being served upon the Parties and the other known Applicants for Intervention.

Sincerely,

A handwritten signature in cursive script that reads "Mary Kiffmeyer".

Mary Kiffmeyer
Secretary of State



Mary Kiffmeyer

MINNESOTA SECRETARY OF STATE

October 17, 2001

HONORABLE EDWARD TOUSSANT JR
CHIEF JUDGE
MINNESOTA COURT OF APPEALS
305 MINNESOTA JUDICIAL CENTER
25 CONSTITUTION AVENUE
ST PAUL MN 55155-6102

Re: Susan M. Zachman, et al. v. Mary Kiffmeyer, Secretary of State, et al.
No. C0-01-160

Dear Judge Toussaint:

I am submitting the enclosed affidavit to communicate to the court the policy position of the Minnesota Office of Secretary of State.

Attorney General Mike Hatch has informed me that he has the sole authority to represent the legal interest of the State of Minnesota. I have also been informed by the Office of the Attorney General of the legal theory regarding the primacy of the legislature.

I believe it is important to communicate on behalf of the citizens and candidates of this state the disruptive impact of a redistricting order issued after the statutory date of the precinct caucuses. As a private citizen, I witnessed this disruption in 1982 and in 1992. To delay is fundamentally unfair to citizens who rely on a timely and orderly election process when exercising their rights.

As Secretary of State, I believe it is my responsibility to convey to you the importance of the issuance of a timely order. I have stated this position consistently in the past, both to the Office of the Attorney General and in public publications.

I trust that you will take this information into consideration in the issuance of the 2002 redistricting order.

Sincerely,

Mary Kiffmeyer
Secretary of State

Enclosure

cc: Alan I. Gilbert Marianne Short Tom Kelly John French Alan Weinblatt

**STATE OF MINNESOTA
SPECIAL REDISTRICTING PANEL
C0-01-160**

Susan M. Zachman, Maryland Lucky R.
Rosenbloom, Victor L.M. Gomez, Gregory G.
Edeen, Jeffrey E. Karlson, Diana V. Bratlie,
Brian J. LeClair and Gregory J. Ravenhorst,
individually and on behalf of all citizens and
voting residents of Minnesota similarly
situated,

Plaintiffs,

and

Patricia Cotlow, Thomas L. Weisbecker,
Theresa Silka, Geri Boice, William English,
Benjamin Gross, Thomas R. Dietz and John
Raplinger, individually and on behalf of all
citizens and voting residents of Minnesota
similarly situated,

Applicants for Intervention,

and

Jesse Ventura,

Applicant for Intervention,

and

Roger D. Moe, Thomas W. Pugh, Betty
McCollum, Martin Olav Sabo, Bill Luther,
Collin C. Peterson and James L. Oberstar,

Applicants for Intervention,

vs.

Mary Kiffmeyer, Secretary of State of
Minnesota, and Doug Gruber, Wright County
Auditor, individually and on behalf of all
Minnesota county chief election officers,

Defendants.

AFFIDAVIT OF
MARY KIFFMEYER, DEFENDANT

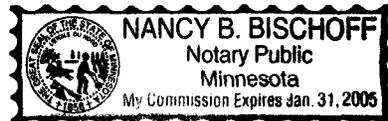
9. Based on information and belief it is my position that a March 19, 2001 redistricting court order would be an injustice to the citizens of the State of Minnesota depriving them of their right to properly participate in the election process in contravention of the Minnesota Constitution, Article I, Section 2 and further would be in conflict with Minn. Stat 202A.14 (2000) which sets precinct caucus for March 5, 2002.
10. Based on information and belief it is my position that a February 12, 2001 redistricting order would allow for the orderly implementation of a redistricting order and the orderly administration of the election process.
11. Based on information and belief it is my position that a February 12, 2001 redistricting order would provide the Minnesota Legislator with sufficient time to adopt a redistricting since a House redistricting plan and a Senate redistricting plan now exist and such a date would permit the Legislator with sufficient time to fulfill its legislative role and provide for the orderly implementation of the redistricting plan.

FURTHER AFFIANT SAYETH NOT


Mary Kiffmeyer

Subscribed and sworn to before me this
17th day of October, 2001.


Notary Public



Alberto Quintela

From: Bob Schroeder
Sent: Wednesday, October 17, 2001 12:55 PM
To: Curt Schneider; Alberto Quintela
Subject: RE: Dan Skinner & Zumbrota CNS

Thanks for the update and follow through. It always makes the difference.
Alberto, can you try to answer some of these questions and let me know (it's in regard to a CNS customer who received bad data). Thank

-----Original Message-----

From: Curt Schneider
Sent: Wednesday, October 17, 2001 12:49 PM
To: Bob Schroeder
Cc: Bonita B Harvieux; Bill Batcher; Sheila Reger
Subject: Dan Skinner & Zumbrota CNS
Importance: High

Bob,

I talked again with Dan Skinner at 9:30 as planned. We discussed the data problem with the filing number and changing record ID, development practices, industry practices, etc., etc. After 15 mins, we settled on the following plan:

- The 3 corrected Zumbrota diskettes will be FedExed overnight directly from our office to the Zumbrota office today.
- Dan will modify his program to read the new Profile formatted files.
- I promised him a call from someone in our office by tomorrow (no specific time) to address his business questions. For example, "Who's responsible for costs passed onto customers like him?", "Why wasn't there more notice given regarding the format changes?", "How do I know this is the final format?", "Why is there an annual FULL database delivery?", and "Will the filing number ever be reused?" etc.

Can you arrange for someone to return his call to address his outstanding questions?

Thanks Curt